



PATENT  
Customer No. 22,852  
Attorney Docket No. 05725.0978-00000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|                             |   |                        |
|-----------------------------|---|------------------------|
| In re Application of:       | ) |                        |
|                             | ) |                        |
| Gilles RUBINSTENN et al.    | ) | Group Art Unit: 2621   |
|                             | ) |                        |
| Application No.: 10/024,495 | ) | Examiner: Unknown      |
|                             | ) |                        |
| Filed: December 21, 2001    | ) |                        |
|                             | ) |                        |
| For: FEATURE EXTRACTION IN  | ) | Confirmation No.: 4461 |
| COSMETIC ANALYSIS           | ) |                        |

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents on the attached listing. To the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

English translations of JP A 06-105826, JP A 07-093549, and JP A 05-263411 are enclosed. JP A 2001-419 corresponds to WO 00/76398, which was previously submitted in the IDS of February 24, 2003. An English language version of a Notice of

Rejection from the Japanese Patent Office in a corresponding application citing these documents and setting forth the relevance thereof is also enclosed.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determines that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.


Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present Application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: December 22, 2004

By:   
Kenie Ho  
Reg. No. 51,808

**OIP E**  
**DEC 22 2004**  
**PATENT & TRADEMARK**

IDS Form PTO/SB/08: Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 1

**Complete if Known**

|                        |                          |
|------------------------|--------------------------|
| Application Number     | 10/024,495               |
| Filing Date            | December 21, 2001        |
| First Named Inventor   | Gilles RUBINSTENN et al. |
| Art Unit               | 2621                     |
| Examiner Name          | Unknown                  |
| Attorney Docket Number | 05725.0978-00000         |

| U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS |                          |  |  |  |   |
|---|--------------------------|--|--|--|---|
| Examiner<br>Initials                                | Cite<br>No. <sup>1</sup> | Document Number                          | Issue or<br>Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|   |                          | Number-Kind Code <sup>2</sup> (if known) |  |  |   |
|   |                          |  |  |  |   |
|   |                          |  |  |  |   |
|   |                          |  |  |  |   |
|   |                          |  |  |  |   |
|   |                          |  |  |  |   |
|   |                          |  |  |  |   |
|   |                          |  |  |  |   |
|   |                          |  |  |  |   |

**Note:** Copies of the U.S. Patent Documents are not required in IDS filed after October 21, 2004

| FOREIGN PATENT DOCUMENTS |                          |   |                                |  |  |                          |
|--------------------------|--------------------------|---|--------------------------------|--|--|--------------------------|
| Examiner<br>Initials     | Cite<br>No. <sup>1</sup> | Foreign Patent Document   | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>or Relevant Figures<br>Appear | Translation <sup>6</sup> |
|                          |                          | Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known) |                                |  |  |                          |
|                          |                          | JP A 2001-419   | Jan. 9, 2001                   |  |  | No                       |
|                          |                          | JP A 06-105826  | Apr. 19, 1994                  | Shiseido Co. LTD et al.                            |  | Yes                      |
|                          |                          | JP A 07-093549  | Apr. 7, 1995                   | Shiseido Co. LTD                                   |  | Yes                      |
|                          |                          | JP A 05-263411  | Oct. 12, 1993                  | Hitachi LTD  |  | Yes                      |
|                          |                          |   |                                |  |  |                          |
|                          |                          |   |                                |  |  |                          |

| NON PATENT LITERATURE DOCUMENTS |                          |   |                          |
|---------------------------------|--------------------------|---|--------------------------|
| Examiner<br>Initials            | Cite<br>No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | Translation <sup>6</sup> |
|                                 |                          | Notice of Rejection, issued August 17, 2004, for corresponding Japanese Patent Application No. 2002-286940.   | Yes                      |
|                                 |                          |   |                          |
|                                 |                          |   |                          |
|                                 |                          |   |                          |
|                                 |                          |   |                          |

|                       |  |                    |  |
|-----------------------|--|--------------------|--|
| Examiner<br>Signature |  | Date<br>Considered |  |
|-----------------------|--|--------------------|--|

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.